



General Assembly

January Session, 2011

Governor's Bill No. 1004

LCO No. 3364

03364_____

Referred to Committee on Finance, Revenue and Bonding

Introduced by:

SEN. WILLIAMS, 29th Dist.

SEN. LOONEY, 11th Dist.

REP. DONOVAN, 84th Dist.

REP. SHARKEY, 88th Dist.

**AN ACT CONCERNING THE AUTHORIZATION OF SPECIAL TAX
OBLIGATION BONDS OF THE STATE FOR CERTAIN
TRANSPORTATION PURPOSES.**

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. (*Effective July 1, 2011*) The State Bond Commission shall
2 have power, in accordance with the provisions of sections 1 to 6,
3 inclusive, of this act, from time to time to authorize the issuance of
4 special tax obligation bonds of the state in one or more series and in
5 principal amounts in the aggregate, not exceeding \$503,438,993.

6 Sec. 2. (*Effective July 1, 2011*) The proceeds of the sale of bonds
7 described in sections 1 to 6, inclusive, of this act, to the extent
8 hereinafter stated, shall be used for the purpose of payment of the
9 transportation costs, as defined in subdivision (6) of section 13b-75 of
10 the general statutes, with respect to the projects and uses hereinafter
11 described, which projects and uses are hereby found and determined
12 to be in furtherance of one or more of the authorized purposes for the

13 issuance of special tax obligation bonds set forth in section 13b-74 of
14 the general statutes.

15 For the Department of Transportation:

16 (a) For the Bureau of Engineering and Highway Operations:

17 (1) Interstate Highway Program, not exceeding \$13,000,000;

18 (2) Urban Systems Projects, not exceeding \$8,500,000;

19 (3) Intrastate Highway Program, not exceeding \$44,000,000;

20 (4) Environmental compliance, soil and groundwater remediation,
21 hazardous materials abatement, demolition, salt shed construction and
22 renovation, storage tank replacement, and environmental emergency
23 response at or in the vicinity of state-owned properties or related to
24 Department of Transportation operations, not exceeding \$13,000,000;

25 (5) State bridge improvement, rehabilitation and replacement
26 projects, not exceeding \$33,000,000;

27 (6) Capital resurfacing and related reconstruction, not exceeding
28 \$68,900,000;

29 (7) Fix-it-First program to repair the state's roads, not exceeding
30 \$39,146,000;

31 (8) Fix-it-First program to repair the state's bridges, not exceeding
32 \$66,150,000.

33 (b) For the Bureau of Aviation and Ports:

34 (1) Reconstruction and improvements to the warehouse and State
35 Pier, New London, including site improvements and improvements to
36 ferry slips, not exceeding \$200,000;

37 (2) Development and improvement of general aviation airport
38 facilities including grants-in-aid to municipal airports, excluding

39 Bradley International Airport, not exceeding \$2,000,000.

40 (c) For the Bureau of Public Transportation: Bus and rail facilities
41 and equipment, including rights-of-way, other property acquisition
42 and related projects, not exceeding \$156,722,000.

43 (d) For the Bureau of Administration:

44 (1) Department facilities, not exceeding \$37,520,993;

45 (2) Cost of issuance of special tax obligation bonds and debt service
46 reserve, not exceeding \$21,300,000.

47 Sec. 3. (*Effective July 1, 2011*) None of the bonds described in sections
48 1 to 6, inclusive, of this act shall be authorized except upon a finding
49 by the State Bond Commission that there has been filed with it (1) a
50 request for such authorization, which is signed by the Secretary of the
51 Office of Policy and Management or by or on behalf of such state
52 officer, department or agency and stating such terms and conditions as
53 said commission, in its discretion, may require, and (2) any capital
54 development impact statement and any human services facility
55 colocation statement required to be filed with the Secretary of the
56 Office of Policy and Management pursuant to section 4b-31 of the
57 general statutes, any advisory report regarding the state conservation
58 and development policies plan required pursuant to section 16a-31 of
59 the general statutes, and any statement regarding farm land required
60 pursuant to subsection (g) of section 3-20 of the general statutes and
61 section 22-6 of the general statutes, provided the State Bond
62 Commission may authorize said bonds without a finding that the
63 reports and statements required by subdivision (2) of this section have
64 been filed with it if said commission authorizes the secretary of said
65 commission to accept such reports and statements on its behalf. No
66 funds derived from the sale of bonds authorized by said commission
67 without a finding that the reports and statements required by
68 subdivision (2) of this section have been filed with it shall be allotted
69 by the Governor for any project until the reports and statements

70 required by subdivision (2) of this section, with respect to such project,
71 have been filed with the secretary of said commission.

72 Sec. 4. (*Effective July 1, 2011*) For the purposes of sections 1 to 6,
73 inclusive, of this act, each request filed, as provided in section 3 of this
74 act, for an authorization of bonds shall identify the project for which
75 the proceeds of the sale of such bonds are to be used and expended
76 and, in addition to any terms and conditions required pursuant to said
77 section 3, include the recommendation of the person signing such
78 request as to the extent to which federal, private or other moneys then
79 available or thereafter to be made available for costs in connection with
80 any such project should be added to the state moneys available or
81 becoming available from the proceeds of bonds and temporary notes
82 issued in anticipation of the receipt of the proceeds of bonds. If the
83 request includes a recommendation that some amount of such federal,
84 private or other moneys should be added to such state moneys, then, if
85 and to the extent directed by the State Bond Commission at the time of
86 authorization of such bonds, such amount of such federal, private or
87 other moneys then available or thereafter to be made available for
88 costs in connection with such project shall be added to such state
89 moneys.

90 Sec. 5. (*Effective July 1, 2011*) Any balance of proceeds of the sale of
91 bonds authorized for the projects or purposes of section 2 of this act, in
92 excess of the aggregate costs of all the projects so authorized, shall be
93 used in the manner set forth in sections 13b-74 to 13b-77, inclusive, of
94 the general statutes, and in the proceedings of the State Bond
95 Commission respecting the issuance and sale of said bonds.

96 Sec. 6. (*Effective July 1, 2011*) Bonds issued pursuant to sections 1 to
97 6, inclusive, of this act, shall be special obligations of the state and shall
98 not be payable from or charged upon any funds other than revenues of
99 the state pledged therefor in subsection (b) of section 13b-61 of the
100 general statutes and section 13b-61a of the general statutes, or such
101 other receipts, funds or moneys as may be pledged therefor. Said

bonds shall not be payable from or charged upon any funds other than such pledged revenues or such other receipts, funds or moneys as may be pledged therefor, nor shall the state or any political subdivision thereof be subject to any liability thereon, except to the extent of such pledged revenues or such other receipts, funds or moneys as may be pledged therefor. Said bonds shall be issued under and in accordance with the provisions of sections 13b-74 to 13b-77, inclusive, of the general statutes.

Sec. 7. (*Effective July 1, 2012*) The State Bond Commission shall have power, in accordance with the provisions of sections 7 to 12, inclusive, of this act, from time to time to authorize the issuance of special tax obligation bonds of the state in one or more series and in principal amounts in the aggregate not exceeding \$515,239,168.

Sec. 8. (*Effective July 1, 2012*) The proceeds of the sale of bonds described in sections 7 to 12, inclusive, of this act, to the extent hereinafter stated, shall be used for the purpose of payment of the transportation costs, as defined in subdivision (6) of section 13b-75 of the general statutes, with respect to the projects and uses hereinafter described, which projects and uses are hereby found and determined to be in furtherance of one or more of the authorized purposes for the issuance of special tax obligation bonds set forth in section 13b-74 of the general statutes.

For the Department of Transportation:

(a) For the Bureau of Engineering and Highway Operations:

(1) Interstate Highway Program, not exceeding \$14,950,000;

(2) Urban Systems Projects, not exceeding \$8,500,000;

(3) Intrastate Highway Program, not exceeding \$44,000,000;

(4) Environmental compliance, soil and groundwater remediation, hazardous materials abatement, demolition, salt shed construction and

131 renovation, storage tank replacement, and environmental emergency
132 response at or in the vicinity of state-owned properties or related to
133 Department of Transportation operations, not exceeding \$11,205,000;

134 (5) State bridge improvement, rehabilitation and replacement
135 projects, not exceeding \$33,000,000;

136 (6) Capital resurfacing and related reconstruction projects, not
137 exceeding \$68,900,000;

138 (7) Fix-it-First program to repair the state's roads, not exceeding
139 \$57,600,000;

140 (8) Fix-it-First program to repair the state's bridges, not exceeding
141 \$64,129,000.

142 (b) For the Bureau of Aviation and Ports:

143 (1) Reconstruction and improvements to the warehouse and State
144 Pier, New London, including site improvements and improvements to
145 ferry slips, not exceeding \$6,100,000;

146 (2) Development and improvements of general aviation airport
147 facilities including grants-in-aid to municipal airports, excluding
148 Bradley International Airport, not exceeding \$2,000,000.

149 (c) For the Bureau of Public Transportation: Bus and rail facilities
150 and equipment, including rights-of-way, other property acquisition
151 and related projects, not exceeding \$167,000,000.

152 (d) For the Bureau of Administration:

153 (1) Department facilities, not exceeding \$16,555,168;

154 (2) Cost of issuance of special tax obligation bonds and debt service
155 reserve, not exceeding \$21,300,000.

156 Sec. 9. (*Effective July 1, 2012*) None of the bonds described in sections

7 to 12, inclusive, of this act shall be authorized except upon a finding by the State Bond Commission that there has been filed with it (1) a request for such authorization, which is signed by the Secretary of the Office of Policy and Management or by or on behalf of such state officer, department or agency and stating such terms and conditions as said commission, in its discretion, may require, and (2) any capital development impact statement and any human services facility colocation statement required to be filed with the Secretary of the Office of Policy and Management pursuant to section 4b-31 of the general statutes, any advisory report regarding the state conservation and development policies plan required pursuant to section 16a-31 of the general statutes, and any statement regarding farm land required pursuant to subsection (g) of section 3-20 of the general statutes, and section 22-6 of the general statutes, provided the State Bond Commission may authorize said bonds without a finding that the reports and statements required by subdivision (2) of this section have been filed with it if said commission authorizes the secretary of said commission to accept such reports and statements on its behalf. No funds derived from the sale of bonds authorized by said commission without a finding that the reports and statements required by subdivision (2) of this section have been filed with it shall be allotted by the Governor for any project until the reports and statements required by subdivision (2) of this section, with respect to such project, have been filed with the secretary of said commission.

Sec. 10. (*Effective July 1, 2012*) For the purposes of sections 7 to 12, inclusive, of this act, each request filed, as provided in section 9 of this act, for an authorization of bonds shall identify the project for which the proceeds of the sale of such bonds are to be used and expended and, in addition to any terms and conditions required pursuant to said section 9, include the recommendation of the person signing such request as to the extent to which federal, private or other moneys then available or thereafter to be made available for costs in connection with any such project should be added to the state moneys available or becoming available from the proceeds of bonds and temporary notes

191 issued in anticipation of the receipt of the proceeds of bonds. If the
 192 request includes a recommendation that some amount of such federal,
 193 private or other moneys should be added to such state moneys, then, if
 194 and to the extent directed by the State Bond Commission at the time of
 195 authorization of such bonds, such amount of such federal, private or
 196 other moneys then available or thereafter to be made available for
 197 costs in connection with such project shall be added to such state
 198 moneys.

199 Sec. 11. (*Effective July 1, 2012*) Any balance of proceeds of the sale of
 200 the bonds authorized for the projects or purposes of section 8 of this
 201 act, in excess of the aggregate costs of all the projects so authorized,
 202 shall be used in the manner set forth in sections 13b-74 to 13b-77,
 203 inclusive, of the general statutes, and in the proceedings of the State
 204 Bond Commission respecting the issuance and sale of said bonds.

205 Sec. 12. (*Effective July 1, 2012*) Bonds issued pursuant to sections 7 to
 206 12, inclusive, of this act, shall be special obligations of the state and
 207 shall not be payable from or charged upon any funds other than
 208 revenues of the state pledged therefor in subsection (b) of section 13b-
 209 61, and section 13b-61a of the general statutes, or such other receipts,
 210 funds or moneys as may be pledged therefor. Said bonds shall not be
 211 payable from or charged upon any funds other than such pledged
 212 revenues or such other receipts, funds or moneys as may be pledged
 213 therefor, nor shall the state or any political subdivision thereof be
 214 subject to any liability thereon, except to the extent of such pledged
 215 revenues or such other receipts, funds or moneys as may be pledged
 216 therefor. Said bonds shall be issued under and in accordance with the
 217 provisions of sections 13b-74 to 13b-77, inclusive, of the general
 218 statutes.

This act shall take effect as follows and shall amend the following sections:		
Section 1	<i>July 1, 2011</i>	New section
Sec. 2	<i>July 1, 2011</i>	New section

Sec. 3	<i>July 1, 2011</i>	New section
Sec. 4	<i>July 1, 2011</i>	New section
Sec. 5	<i>July 1, 2011</i>	New section
Sec. 6	<i>July 1, 2011</i>	New section
Sec. 7	<i>July 1, 2012</i>	New section
Sec. 8	<i>July 1, 2012</i>	New section
Sec. 9	<i>July 1, 2012</i>	New section
Sec. 10	<i>July 1, 2012</i>	New section
Sec. 11	<i>July 1, 2012</i>	New section
Sec. 12	<i>July 1, 2012</i>	New section

Statement of Purpose:

To implement the Governor's budget recommendations.

[Proposed deletions are enclosed in brackets. Proposed additions are indicated by underline, except that when the entire text of a bill or resolution or a section of a bill or resolution is new, it is not underlined.]